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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/020,922	12/19/2001	Naoto Yasaka	1155-0236P	8872	
2292 7	7590 05/09/2005		EXAM	EXAMINER:	
BIRCH STEWART KOLASCH & BIRCH			AUGHENBAU	AUGHENBAUGH, WALTER	
PO BOX 747 FALLS CHURCH, VA 22040-0747			ART UNIT	PAPER NUMBER	
	•		1772		
			DATE MAILED: 05/09/2005	5	

Please find below and/or attached an Office communication concerning this application or proceeding.

SUPPL	EMENT	1 L
	of Allowabi	

Application No.	Applicant(s)
10/020,922	YASAKA ET AL.
Examiner	Art Unit
Walter B. Aughenbaugh	1772

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	Walter B. Aughenbaugh	1772	
The MAILING DATE of this communication appeal All claims being allowable, PROSECUTION ON THE MERITS IS therewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIP of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in this app or other appropriate communication GHTS. This application is subject to	olication. If not include will be mailed in due	ded course THIS
1. $igtimes$ This communication is responsive to <u>Amendment filed Sep</u>	tember 1, 2004.	•	
2. ⊠ The allowed claim(s) is/are <u>1-3</u> .			
3. \square The drawings filed on $___$ are accepted by the Examine	r.		
 Acknowledgment is made of a claim for foreign priority und a)			
2. Certified copies of the priority documents have		•	
3. Copies of the certified copies of the priority doc			ation from the
International Bureau (PCT Rule 17.2(a)).	amone have been received in this r	iational stage applica	adon nom the
* Certified copies not received:	•		
Applicant has THREE MONTHS FROM THE "MAILING DATE" on the delow. Failure to timely comply will result in ABANDONM THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	of this communication to file a reply of ENT of this application.	complying with the re	quirements
5. A SUBSTITUTE OATH OR DECLARATION must be submi INFORMAL PATENT APPLICATION (PTO-152) which give	tted. Note the attached EXAMINER's reason(s) why the oath or declarate	S AMENDMENT or I	NOTICE OF
S. CORRECTED DRAWINGS (as "replacement sheets") musi	t be submitted.		
(a) ☐ including changes required by the Notice of Draftsperso		948) attached	
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date	•	•	
(b) ☐ including changes required by the attached Examiner's Paper No./Mail Date	Amendment / Comment or in the O	ffice action of	
Identifying indicia such as the application number (see 37 CFR 1, each sheet. Replacement sheet(s) should be labeled as such in the	84(c)) should be written on the drawin e header according to 37 CFR 1.121(d	gs in the front (not the	e back) of
 DEPOSIT OF and/or INFORMATION about the depos attached Examiner's comment regarding REQUIREMENT F 	it of BIOLOGICAL MATERIAL m FOR THE DEPOSIT OF BIOLOGICA	nust be submitted. LL MATERIAL.	Note the
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Attachment(s)	:		
. Notice of References Cited (PTO-892)	5. Notice of Informal Pa	atent Application (PT	O-152)
. Notice of Draftperson's Patent Drawing Review (PTO-948)	6. 🛛 Interview Summary (PTO-413),	
. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08 Paper No./Mail Date	Paper No./Mail Date 3), 7. ⊠ Examiner's Amendm	e <u>05022005</u> ent/Comment	
. Examiner's Comment Regarding Requirement for Deposit	8. 🛛 Examiner's Statemer	nt of Reasons for Allo	wance
of Biological Material	9.		
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U.S. Patent and Trademark Office. PTOL-37 (Rev 1-04)

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Application/Control Number: 10/020,922

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DETAILED ACTION

Priority

1. Acknowledgment is made of applicant's claim for priority under 35 U.S.C. 119(a)-(d) based upon an application filed in Japan on December 18, 2000. A claim for priority under 35 U.S.C. 119(a)-(d) cannot be based on said application, since the United States application was filed more than twelve months thereafter.

SUPPLEMENTAL EXAMINER'S AMENDMENT

- An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR
 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
- 3. Authorization for this examiner's amendment was given in a telephone interview with Eugene Perez on April 25, 2005.
- 4. The application has been amended as follows:

In the abstract, lines 1-2, replace "consisting essentially of a composition comprising" with --having--; line 4, delete "and"; line 6, delete "/or"; line 9, replace "comprising" with --including--; line 11, replace "consisting essentially of" with --including--; lines 13-14, replace lines 13-14 with --include a polypropylene cup and a cover, where the cover has the aforementioned laminate structure--.

Allowable Subject Matter

5. Claims 1-3 are allowed.

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Reasons for Allowance

6. The following is an examiner's statement of reasons for allowance:

The prior art of record fails to teach or suggest a sealant consisting essentially of the three components claimed by Applicant in claim 1, i.e. components (A), (B) and (C), where the three components have the claimed density ranges (or values or ranges within the claimed density ranges) and the claimed melt flow rate ranges (or values or ranges within the claimed melt flow rate ranges), and where component (B) has the claimed molecular weight distribution. U.S. Patent No. 5,741,861 to Yamamoto et al. teach a composition that comprises components (A) and (B) (see paragraph 20 of the Office Action mailed June 17, 2004), but does not teach a composition that comprises components (A), (B) and (C).

7. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Walter B. Aughenbaugh whose telephone number is 571-272-1488. The examiner can normally be reached on Monday-Thursday from 9:00am to 6:00pm and on alternate Fridays from 9:00am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Harold Pyon, can be reached on 571-272-1498. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Walter B. Aughenbaugh 05/02/05

HAROLD PYON

TEXAMINER 5/2/d5